

## JOURNAL OF THE HOUSE.

Thursday, September 20, 2007.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

Gracious God, we take a moment for personal reflection and to consider the influence of human and spiritual values in addressing our daily tasks. We believe that Your assistance enables us to comprehend more clearly and objectively the items on our legislative and personal agenda. In evaluating and resolving pending legislative proposals, teach us to remain faithful to our traditional principles and high ethical standards. Inspire us, as elected leaders, to work together, while respecting policy and political differences, in making the future of this Commonwealth peaceful, prosperous and exciting in creating new employment opportunities for all.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

### Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

A. Joseph DeNucci.

Resolutions (filed by Ms. Balser of Newton and other members of the House) congratulating the honorable A. Joseph DeNucci for thirty years of service and dedication as a public official in the Commonwealth;

James J. Rezendes Field.

Resolutions (filed by Mr. deMacedo of Plymouth) on the occasion of the dedication of the James J. Rezendes Memorial Field;

Heather-Dawn Small.

Resolutions (filed by Representatives Kennedy of Brockton, Canavan of Brockton and Creedon of Brockton) welcoming and recognizing Heather-Dawn Small, Director of the Department of Women's Ministries at the General Conference of the Seventh-Day Adventists;

Peter S. Hildebrandt.

Resolutions (filed by Mr. Ross of Wrentham) congratulating Peter S. Hildebrandt on his retirement; and

Alfred P. Vellucci, Jr.

Resolutions (filed by Ms. Wolf of Cambridge) congratulating Alfred P. Vellucci, Jr., on the occasion of his retirement;

Mr. Scaccia of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Ms. Balser, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### Orders.

An order (filed by Representatives Balser of Newton and Torrisi of North Andover) relative to authorizing the committee on Children, Families and Persons with Disabilities and the committee on Labor and Workforce Development to sit jointly for the purpose of conducting a public hearing on certain Senate and House documents, was referred to the committees on Rules of the two branches, acting concurrently.

Children and Labor, joint hearing.

Mr. Scaccia of Boston, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Ms. Balser, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

An order (filed by Messrs. Verga of Gloucester and Murphy of Lowell) relative to authorizing the committee on Veterans and Federal Affairs and the committee on Higher Education to sit jointly for the purpose of holding a public hearing on Senate, No. 2260 and House, Nos. 3714 and 3732, was referred to the committees on Rules of the two branches, acting concurrently.

Veterans and Higher Education, joint hearing.

Mr. Scaccia of Boston, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Verga, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

### Paper from the Senate.

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to an inspection of Women in Transition, in the town of Middleton, was spread upon the records of the House; and returned to the Senate.

Women in Transition, inspection.

### Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Geraldo Alicea and others for legislation to protect certain students and clients of public or private institutions from inappropriate sexual contact of employees;

Students, protection.

Joint petition (accompanied by bill) of Eugene L. O'Flaherty and Robert S. Creedon, Jr., relative to the filing of anti-gang injunctions in the courts of the Commonwealth; and

Gangs, injunctions.

Petition (accompanied by bill) of Eugene L. O'Flaherty for legislation to increase the compensation payable to the district attorneys in the Commonwealth;

District attorneys, compensation.

Severally to the committee on the Judiciary.

Petition (accompanied by bill) of Mary E. Grant and others for legislation to include certain employees of the cities of Beverly, Peabody and Salem as members of the board of the South Essex Sewerage District. To the committee on Municipalities and Regional Government.

South Essex Sewer District.

Petition (accompanied by bill) of Michael J. Moran and others for legislation to authorize Michael McHugh of the city of Boston to

Michael McHugh, police exam.

take the open competitive examination for the position of police officer, notwithstanding the maximum age requirements. To the committee on Public Service.

Canton,  
Irish Cultural  
Centre.

Petition (accompanied by bill) of Martin J. Walsh that the Registrar of Motor Vehicles be authorized to issue a distinctive registration plate for The Irish Cultural Centre of New England, Inc. To the committee on Transportation.

Under suspension of the rules, on motion of Mr. deMacedo of Plymouth, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Gardner,  
Winchendon  
land.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city of Gardner to purchase land in the town of Winchendon (House, No. 4046). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Verga of Gloucester, the bill was read a second time forthwith; and it was ordered to a third reading.

Wareham,  
employees.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill an Act Amending Certain Health Insurance Options for Municipal Retirees (House, No. 2728).

Municipal  
retirees,  
health  
insurance.

By the same member, for the same committee, on a petition, a Bill relative to provision of health insurance to surviving spouses of long term employees of the town of Wareham (House, No. 3987) [Local Approval Received].

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Westborough,  
town charter.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on a petition, a Bill amending the charter of the town of Westborough (House, No. 4101) [Local Approval Received].

Dennis,  
waterway  
improvements.

By the same member, for the same committee, on a petition, a Bill establishing a waterways dredge and maintenance program receipts reserved/capital improvements fund in the town of Dennis (House, No. 4108) [Local Approval Received].

West Boylston,  
open space  
land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Boylston to convey certain open space land (House, No. 4120) [Local Approval Received].

Needham,  
sewer  
construction.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Needham to construct and maintain a common sewer through land acquired for conservation purposes (House, No. 4121) [Local Approval Received].

Needham,  
Ridge Hill  
Reservation.

By the same member, for the same committee, on a petition, a Bill relative to the change from conservation use to general municipal use of a portion of the property known as Ridge Hill Reservation in the town of Needham (House, No. 4122) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the city of Brockton to convey certain park land (House, No. 4164) [Local Approval Received].

Brockton,  
housing  
land.

By the same member, for the same committee, on a petition, a Bill providing for an increase in the Georgetown board of selectmen from three to five members (House, No. 4166) [Local Approval Received].

Georgetown,  
selectmen.

By the same member, for the same committee, on the joint petition, a Bill relative to the Wareham parking meter fund (House, No. 4195) [Local Approval Received].

Wareham,  
community  
events.

By the same member, for the same committee, on a petition, a Bill authorizing the city of Fitchburg to convey certain land in the city of Fitchburg in exchange for the conveyance of land by Dawn M. Tully to the city of Fitchburg for watershed protection purposes (House, No. 4216) [Local Approval Received].

Fitchburg,  
Dawn M.  
Tully.

By the same member, for the same committee, on a petition, a Bill establishing a sewer system capital improvement fund for the town of Hadley (House, No. 4217) [Local Approval Received].

Hadley,  
sewer  
fund.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

#### *Emergency Measure.*

The engrossed Bill establishing a sick leave bank for Robert Bozarjian, an employees of the Department of Education (see House, No. 4235), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Robert  
Bozarjian,  
sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 5 to 0. Sent to the Senate for concurrence.

#### *Engrossed Bill.*

The engrossed Bill establishing a sick leave bank for Karen Byrnes, an employee of the Department of Conservation and Recreation (see House, No. 4225) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

#### *Orders of the Day.*

##### House bills

Authorizing the town of Auburn to establish an Auburn High School gymnasium health and recreation trust fund (printed as Senate, No. 2263);

Third  
reading  
bills.

Authorizing the town of Burlington to issue eight additional licenses for the sale of all alcoholic beverages to be drunk on the premises, and two additional licenses for the sale of wine and malt beverages to be drunk on the premises (House, No. 4048);

Authorizing the city of Cambridge to pay full salary and benefits to city employees who are assigned and present in a theater of

Third  
reading  
bills.

combat operations such as Iraq or Afghanistan (House, No. 4079) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Foxborough to grant 12 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4147);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Second  
reading  
bill.

The House Bill regarding equality in the MassHealth program (House, No. 4107) was read a second time; and it was ordered to a third reading.

*Order.*

On motion of Mr. DiMasi of Boston,—

Next  
sitting.

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

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At twenty-eight minutes after eleven o'clock A.M., on motion of Mr. Vallee of Franklin (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.